

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

ARROYO PECANS PARTNERS, LLC, et al., }
Plaintiffs, }
vs. }
FEDERAL DEPOSIT INSURANCE CORPORATION, as Receiver for Silver State Bank, et al., }
Defendants. }

Before the Court for consideration are Defendant FDIC's fully briefed Motion for Judgment on the Pleadings (Doc. #28), filed on July 20, 1010 and Plaintiffs' Counter Motion to Amend Complaint Subsequent to Intervention (Doc. #34) filed August 16, 2010. Having read and considered the foregoing and good cause appearing,

IT IS ORDERED that Plaintiffs' Counter Motion to Amend Complaint Subsequent to Intervention (Doc. #34) is **GRANTED** and Plaintiffs shall have to and including **September 24, 2010**, within which to file an Amended Complaint.

111

111

111

IT IS FURTHER ORDERED that Defendant FDIC's Motion for Judgment on the Pleadings (Doc. #28) is **GRANTED** and that Plaintiffs' claims for reformation and rescission (First Claim for Relief and Second Claim for Relief) are hereby **DISMISSED** as to Defendant Federal Deposit Insurance Corporation.

DATED: August 31, 2010.


Philip M. Pro
United States District Judge